

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, APRIL 7, 2022.

[37]

JOURNAL OF THE HOUSE.

Thursday, April 7, 2022.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Cusack of Braintree) commending The New England Donor Services, Inc. for its recognition of April 2022 as Donate Life Month;

Donate Life
Month.

Resolutions (filed by Mr. Hawkins of Attleboro) recognizing the one hundred and twenty-fifth anniversary of the National Parent Teacher Association; and

Parent Teacher
Association.

Resolutions (filed by Ms. Kerans of Danvers) congratulating John "Jack" Laffy on receiving the Eagle Scout Award from the Boy Scouts of America.

John
Laffy.

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Garballey of Arlington, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

The following order (filed by Mr. Cutler of Pembroke) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Labor and Workforce Development be granted until Friday, June 3, 2022, within which time to make its final report on current Senate document numbered 1171, and House documents numbered 1935 and 2026.

Labor and
Workforce
Development
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4683) ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Cutler of Pembroke) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Labor and Workforce Development be granted until Friday, May 13, 2022, within which time to make its final report on current Senate documents numbered 1181,

Id.

1197, 1198, 1205, 1212, 1216 and 1224, and House documents numbered 1953, 1954, 1955, 1979, 2010, 2034 and 4202.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4684) ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Gordon of Bedford) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Service be granted until Friday, April 29, 2022, within which time to make its final report on current House documents numbered 4372, 4373, 4374, 4529 and 4577.

Public Service
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4688) ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Cusack of Braintree) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Revenue be granted until Wednesday, May 4, 2022, within which time to make its final report on current Senate documents numbered 788, 1798, 1799, 1821, 1832, 1841, 1842, 1852, 1885 and 1984, and House documents numbered 2866, 2871, 2888, 2922, 2959, 2979, 2984, 3036, 3043, 3044 and 3090.

Revenue
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4687) ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4453) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to further regulate buildings containing two or more residential units in said city. To the committee on Housing.

Salem,—
residential
units.

By Mr. Consalvo of Boston, a petition (accompanied by bill, House, No. 4454) of Rob Consalvo (with the approval of the mayor and city council) that the Boston Retirement Board be authorized to provide certain death benefits for Maria Rodriguez, the widow of LeRoi Rodriguez, a former firefighter of the city of Boston. To the committee on Public Service.

Maria
Rodriguez,—
benefits.

Severally sent to the Senate for concurrence.

Mr. Capano of Lynn presented a petition (subject to Joint Rule 12) of Peter Capano and Brendan P. Crighton that the Massachusetts Teachers' Retirement Board be authorized to credit Cheryl DiLisio, an employee of Nahant public schools, with

Cheryl
DiLisio,—
creditable
service.

certain creditable service; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

A Bill relative to temporary registration plates (Senate, No. 2797) (on Senate bill No. 2372), passed to be engrossed by the Senate was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Temporary registration plates.

A petition (accompanied by bill, Senate, No. 2803) of Cynthia Stone Creem (by vote of the town) for legislation to authorize the town of Brookline to establish a means-tested senior citizen property tax exemption, was referred, in concurrence, to the committee on Revenue.

Brookline,—property tax exemption.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the joint petition of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Chatham be exempt from complying with certain labor law requirements. Under suspension of the rules, on motion of Mr. Garballey of Arlington, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Labor and Workforce Development. Sent to the Senate for concurrence.

Chatham,—labor laws.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Michael J. Finn relative to child welfare protections. To the committee on Children, Families and Persons with Disabilities.

Child welfare.

Petition (accompanied by bill) of Sarah K. Peake and Julian Cyr (by vote of the town) that the commissioner of Capital Asset Management and Maintenance be authorized to grant an easement in the town of Wellfleet. To the committee on State Administration and Regulatory Oversight.

Wellfleet,—easement.

Petition (accompanied by bill) of Josh S. Cutler and Miles Prescott for legislation to designate a certain bridge on Schoosett Street in the town of Pembroke as the Judith Winsor Smith memorial bridge. To the committee on Transportation.

Pembroke,—Winsor Smith bridge.

Under suspension of the rules, on motion of Mr. Garballey of Arlington, the reports were considered forthwith. Joint Rule 12 was suspended, in each instance. Severally sent to the Senate for concurrence.

Report of the committee on Public Safety and Homeland Security, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 2491) of David Paul Linsky and others relative to 3D printed weapons and “ghost guns”, so-called.

Ghost guns.

Under suspension of the rules, on a motion of Mr. González of Springfield, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on motion of the same member.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

To expand membership opportunities in local cultural councils (House, No. 3378); and

Authorizing the town of Whately to continue the employment of Edwin Zaniewski (House, No. 4206) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Mr. Garballey of Arlington, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill establishing a special commission on retirement credit purchases (House, No. 21), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

By Miss Gregoire of Marlborough, for the committee on Bonding, Capital Expenditures and State Assets, that the Bill to improve and modernize the information technology systems and capacities of the judiciary (House, No. 4499), ought to pass [Bond Issue: \$164,000,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Cusack of Braintree, for the committee on Revenue, on a petition, a Bill establishing a commission to study the offshore wind investment tax credit (House, No. 2924) [Senator Fattman dissenting].

By the same member, for the same committee, on a petition, a Bill relative to PILOT compensation to towns with a high percentage of state owned land (House, No. 3092).

Severally read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Tucker of Salem, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to Revere and Son Heritage Trust Corporation (House, No. 4475).

By Mr. Cusack of Braintree, for the committee on Revenue, on a petition, a Bill relative to neighborhood stabilization and economic development (printed as Senate, No. 1831).

By the same member, for the same committee, on a petition, a Bill to promote employee ownership (printed as Senate, No. 1837).

By the same member, for the same committee, on a petition, a Bill promoting accountability in tax expenditures (printed as Senate, No. 1881).

By the same member, for the same committee, on a petition, a Bill relative to the taxation of cider (printed as Senate, No. 1921).

By the same member, for the same committee, on a petition, a Bill establishing a tax credit for teachers purchasing supplies (printed as Senate, No. 1953).

By the same member, for the same committee, on a petition, a Bill establishing a tax credit for the purchase of hearing aids (printed as Senate, No. 1954).

By the same member, for the same committee, on a petition, a Bill relative to the taxation of natural gas infrastructure (printed as Senate, No. 1966).

By the same member, for the same committee, on a petition, a Bill relative to funding of the Massachusetts State House police memorial (printed as Senate, No. 2003).

Cultural
councils.

Whately,—
Edwin
Zaniewski.

Retirement,—
credit
purchases.

Judiciary,—
technology.

Offshore
wind,—
tax credits.

State land,—
payments.

Revere and
Son Heritage
Trust.

Stabilization
and economic
development.

Employee
ownership.

Tax expenditure
accountability.

Cider,—
taxation.

School supplies,—
tax credit.

Hearing aids,—
tax credit.

Natural gas
infrastructure.

State House,—
police memorial.

By the same member, for the same committee, on a petition, a Bill to provide a tax deduction for charitable donations of food by farmers (printed as Senate, No. 2595).

By the same member, for the same committee, on a petition, a Bill providing for a donation check-off box on state tax returns for the Massachusetts Youth & Government program (House, No. 2816).

By the same member, for the same committee, on a petition, a Bill providing an income tax credit for families caring for relatives at home who are elderly or victims of Alzheimer's disease (House, No. 2820).

By the same member, for the same committee, on Senate, No. 1816 and House, No. 2828, a Bill creating a pilot program to enhance economic and community development through live theatrical arts (House, No. 2828).

By the same member, for the same committee, on a petition, a Bill establishing the Massachusetts rural jobs act (House, No. 2830).

By the same member, for the same committee, on a petition, a Bill to reform payments in lieu of taxes for state-owned land (House, No. 2831).

By the same member, for the same committee, on a petition, a Bill to allow individual donations to countries vulnerable to climate change (House, No. 2833).

By the same member, for the same committee, on Senate, No. 1834 and House, No. 2840, a Bill encouraging home ownership by establishing a first time home buyers savings account (House, No. 2840).

By the same member, for the same committee, on Senate, No. 1900 and House, No. 2857, a Bill establishing a tax credit for employment of national guard members (House, No. 2857).

By the same member, for the same committee, on Senate, No. 1877 and House, No. 2858, a Bill to improve oversight of state government (House, No. 2858).

By the same member, for the same committee, on a petition, a Bill reducing CPA recording fees for affordable housing (House, No. 2899).

By the same member, for the same committee, on a petition, a Bill exempting disabled veterans from sales tax when leasing a motor vehicle (House, No. 2904).

By the same member, for the same committee, on a petition, a Bill relative to creating the Massachusetts Against Discrimination Fund (House, No. 2917).

By the same member, for the same committee, on a petition, a Bill regarding state income tax credit for renting unsubsidized properties at below market rents (House, No. 2940).

By the same member, for the same committee, on a petition, a Bill providing tax relief for rent-burdened individuals and families (House, No. 2941).

By the same member, for the same committee, on a petition, a Bill relative to Title 5 income tax credit reform (House, No. 2946).

By the same member, for the same committee, on Senate, No. 1931 and House, No. 2956, a Bill relative to DOR interest rate parity (House, No. 2956).

By the same member, for the same committee, on Senate, No. 1986 and House, No. 2960, a Bill increasing the conservation land tax credit (House, No. 2960).

By the same member, for the same committee, on Senate, No. 1935 and House, No. 2967, a Bill allowing for the deduction of business interest (House, No. 2967).

By the same member, for the same committee, on Senate, No. 1805 and House, No. 2987, a Bill protecting the interests of housing cooperative shareholders (House, No. 2987).

By the same member, for the same committee, on Senate, Nos. 1838 and 1927, and House, No. 2996, a Bill relieving mortgage debt (House, No. 2996).

Farmers,—
food donation
tax deduction.

Youth &
Government
program.

Home care,—
tax credit.

Live theater,—
benefits.

Rural areas,—
investments.

State land,—
payments.

Climate change,—
donations.

Home buyers,—
savings account.

Guard duty,—
tax credits.

Tax returns
and records.

Housing,—
fees.

Veterans,—
sales tax.

Discrimination,—
fund.

Rentals,—
taxation.

Id.

Septic systems
tax credits.

Interest rate
parity.

Land tax
credit.

Business
interest.

Housing
cooperatives.

Mortgage
debt.

By the same member, for the same committee, on House, Nos. 2827 and 3000, a Bill relative to clarifying property tax exemptions for solar and wind systems (House, No. 3000).

By the same member, for the same committee, on a petition, a Bill establishing an electric agricultural and landscape equipment tax credit (House, No. 3002).

By the same member, for the same committee, on a petition, a Bill establishing a local option gas tax (House, No. 3039) [Senator Fattman dissenting].

By the same member, for the same committee, on a petition, a Bill relative to the sales tax of motor vehicles (House, No. 3040).

By the same member, for the same committee, on Senate, No. 1828 and House, Nos. 3045 and 3079, a Bill rescinding the discriminatory effect of IRC 280E on businesses legally selling marijuana (House, No. 3045).

By the same member, for the same committee, on a petition, a Bill relative to bundled cellular telephone transactions (House, No. 3047).

By the same member, for the same committee, on a petition, a Bill relative to application deadlines for agricultural, horticultural, or recreational land (House, No. 3061).

By the same member, for the same committee, on a petition, a Bill to promote adoption (House, No. 3067).

By the same member, for the same committee, on a petition, a Bill relative to a cranberry bog improvement tax credit (House, No. 3075).

By the same member, for the same committee, on House, Nos. 2978 and 3086, a Bill relative to regional ballot initiatives (House, No. 3086) [Representative Soter of Bellingham dissenting].

By the same member, for the same committee, on a petition, a Bill recognizing film production in Massachusetts (House, No. 3733).

By the same member, for the same committee, on a petition, a Bill establishing a study to examine lost municipal real estate tax revenue (House, No. 3803) [Senator Fattman dissenting].

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Tucker of Salem, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the conveyance of easements by the city of Fitchburg to the town of Westminster (House, No. 4474) [Local Approval Received].

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Josalyn Gibson, an employee of the Department of Developmental Services (House, No. 4653).

By Mr. Cusack of Braintree, for the committee on Revenue, on a petition, a Bill relative to charges associated with condominiums in tax title (printed as Senate, No. 1803).

By the same member, for the same committee, on a petition, a Bill relative to excise tax repayments (printed as Senate, No. 1807).

By the same member, for the same committee, on a petition, a Bill to aid economic recovery of the tourism industry (printed as Senate, No. 1820).

By the same member, for the same committee, on a petition, a Bill relative to the taxation of above ground conduits, wires, and pipes used in the transportation of natural gas (printed as Senate, No. 1965).

By the same member, for the same committee, on a petition, a Bill relating to guardians of surviving children of emergency first responders (House, No. 2829).

Green energy,—
taxes.

Equipment,—
tax credits.

Gasoline,—
municipal tax.

Motor vehicle
sales tax.

Marijuana,—
taxation.

Cell phone
bundles.

Agricultural,
etc. land.

Adoption,—
tax benefits.

Cranberry bog
tax credit.

Local transit,
etc. taxes.

Films,—
state logo.

Municipal
revenue,—
study.

Fitchburg and
Westminster,—
easements.

Josalyn
Gibson,—
sick leave.

Condominiums,—
tax title charges.

Excise taxes,—
repayments.

Tourism,—
recovery.

Natural gas
equipment,—
taxation.

Survivors,—
real estate taxes.

By the same member, for the same committee, on a petition, a Bill relative to ensuring fairness and equity in the assessment of the value of property (House, No. 2841).

By the same member, for the same committee, on a petition, a Bill relative to taxes due upon the death of active duty personnel and the elderly (House, No. 2849).

By the same member, for the same committee, on a petition, a Bill relative to the electronic filing of certain forms used in property valuation (House, No. 2856).

By the same member, for the same committee, on a petition, a Bill relative to fines on certain commercial and revenue property (House, No. 2882) [Senator Fattman dissenting].

By the same member, for the same committee, on a petition, a Bill relative to chapter land applications (House, No. 2889).

By the same member, for the same committee, on a petition, a Bill to protect elder housing (House, No. 2891).

By the same member, for the same committee, on a petition, a Bill repealing the property tax exemption for Massport lessees (House, No. 2918) [Senator Fattman dissenting].

By the same member, for the same committee, on a petition, a Bill relative to tax abatement for permanently disabled veterans (House, No. 2921).

By the same member, for the same committee, on a petition, a Bill supporting residents and communities in resolving tax debt (House, No. 2993).

By the same member, for the same committee, on Senate, No. 1893 and House, No. 2995, a Bill promoting urban agriculture and horticulture (House, No. 2995).

By the same member, for the same committee, on a joint petition, a Bill providing for line-of-duty death benefits for firefighters (House, No. 3006).

By the same member, for the same committee, on a petition, a Bill relative to condominiums (House, No. 3008).

By the same member, for the same committee, on a petition, a Bill relative to charges associated with condominiums in tax title (House, No. 3022).

By the same member, for the same committee, on a petition, a Bill creating a local option property tax cap for low-income seniors (House, No. 3055).

By the same member, for the same committee, on House, Nos. 2810 and 3059, a Bill relative to expanding agricultural land (House, No. 3059).

By the same member, for the same committee, on a petition, a Bill relative to property tax relief for 100% disabled veterans (House, No. 3069).

By the same member, for the same committee, on a petition, a Bill relative to local control of boat excise revenue (House, No. 3074) [Senator Fattman dissenting].

By the same member, for the same committee, on a petition, a Bill relative to the delivery of property tax bills (House, No. 4176).

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Engrossed Bill.

The engrossed Bill amending the charter of the town of Blackstone by eliminating the town administrator residency requirement (see House, No. 3998) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Assessments,—
fairness.

Estate
taxes.

Property
valuation forms.

Property,—
fines.

Agricultural,—
land.

Elder housing,—
taxes.

Massport,—
lessees.

Disabled
veterans.

Revolving
tax debt.

Urban
farming.

Firefighters,—
death benefits.

Condominiums.

Id.

Seniors,—
property taxes.

Agricultural
land.

Disabled
veterans.

Boats,—
excise taxes.

Property tax
bills.

Bill
enacted.

Orders of the Day.

The Senate Bill renaming the board of selectmen in the town of Cohasset to the select board and making certain other related gender-neutral changes (Senate, No. 2706), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Cohasset,—
select board.

Pending the question on passing the bill to be engrossed, in concurrence, Ms. Garlick of Needham moved to amend it by striking out section 15 and inserting in place thereof the following two sections:

“SECTION 15. Notwithstanding sections 21 and 32 of chapter 40 or section 5 of chapter 40A of the General Laws or any general or special law to the contrary, the select board of the town of Cohasset may amend the general by laws and zoning by-laws of the town by majority vote to revise all references to the board of selectmen and its members to select board and select board member respectively.

SECTION 16. This act shall take effect upon its passage.”.

The amendment was adopted; and the bill (Senate, No. 2706, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o’clock A.M.

Next
sitting.

At sixteen minutes after eleven o’clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o’clock A.M., in an Informal Session.